IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE SIXTH DAY OF MARCH
TWO THOUSAND AND SIX

PRESENT

THE HON'BLE MR JUSTICE J.CHELAMESWAR

AND
THE HON'BLE MR JUSTICE M.VENKATESWARA REDDY

-

WRIT PETITION No.3396 OF 2006

Between:

Sri Shaik Abdul Kareem,

S/o.Sri Md.Khasim Saheb.

..... PETITIONER

AND

The General Manager, (Rep. Of UOI),

S.C. Railway, Rail Nilayam,

Secunderabad, and others.

....RESPONDENTS

THE HON'BLE MR JUSTICE

J.CHELAMESWAR

AND
THE HON'BLE MR JUSTICE

M.VENKATESWARA REDDY

WRIT PETITION No.3396 OF 2006

O R D E R

(Per Sri Justice J.Chelameswar)

The writ petition is filed with a prayer as follows:

> "..... Hon'ble court may be pleased to issue a Writ, Order or direction, especially, one in the nature of Writ of Certiorari calling for the records of the orders passed in O.A.No.1316 of 2002 dated 22.7.2005 by the Hon'ble Central Administrative Tribunal, Hyderabad Bench, Hyderabad and quash the same and consequently declare that the petitioner is entitled for re-fixation of his pay with effect from 24.04.1980 by duly reckoning the special pay of Rs.35/- per month, in the interest of justice and pass ..."

The unsuccessful applicant in O.A.No.1316 of 2002 on the file of Central Administrative Tribunal, Hyderabad Bench, is the petitioner before us.

The petitioner seeks revision of his pay with effect from 05.05.1979 taking into account certain factors, the details of which may not be necessary for the present purpose. In other words, the petitioner seeks to assert his rights, which relate back to almost a quarter of century. On that ground alone, the writ petition is liable to be dismissed. Even otherwise, we have gone through the order of the Tribunal. The Tribunal did consider the claim of the petitioner on merits and it rejected the claim for valid reasons. We are in total agreement with the order of the Tribunal.

In the circumstances, we do not see any merit in the writ petition and the same is therefore dismissed at the stage of admission itself. There shall be no order as to costs.

JUSTICE J.CHELAMESWAR

JUSTICE M.VENKATESWARA REDDY

6TH MARCH, 2006

PGS

THE HON'BLE MR JUSTICE

J.CHELAMESWAR

AND
THE HON'BLE MR JUSTICE

M.VENKATESWARA REDDY

WRIT PETITION No.3396 OF 2006

(Per Sri Justice J.Chelameswar)

6th MARCH, 2006